



JPW

PATENT APPLICATION

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re the Application of

Hideki YAMAMOTO

Group Art Unit: 1795

Application No.: 10/768,154

Examiner: M. WILLS

Filed: February 2, 2004

Docket No.: 118535

For: STRUCTURE FOR MOUNTING BACKUP BATTERY

APPLICANT'S SEPARATE RECORD OF PERSONAL INTERVIEW

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Sir:

Applicant appreciates the courtesies shown to Applicant's representative by Examiner Wills during the April 28, 2009 personal interview. The following is Applicant's separate record of the personal interview.

During the interview, Applicant's representative argued that in Miyazawa the lead wires 18a and 18b are only attached to an inside surface of the circuit board 25 and do not pass through any feature that can be considered an insertion hole. Further, Applicant's representative argued that Frye fails to overcome the deficiencies of JP 590 and Miyazawa. As such, the combination of JP 590, Miyazawa and Frye does not disclose an apparatus having an insertion hole as claimed in independent claim 1.

Next, Applicant's representative argued that Frye fails to overcome the deficiencies of JP 590 and Miyazawa because Frye does not indicate in any way the orientation of lead wires with respect to a case. In response, the Examiner indicated that she only applied Frye for the teaching that lead wires can extend from a case.

Further, Applicant's representative argued that it would not have been a "mere rearrangement of parts," and hence it would not have been obvious, to employ a substantially straight line course for a connection portion, a lead wire and an insertion hole. Specifically, the claimed configuration of the connection portion, lead wire and insertion hole modifies the operation of the device and is not a "mere rearrangement of parts."

Furthermore, Applicant's representative asserted that the features of dependent claims 10 and 11 should be given patentable weight. Specifically, Applicant's representative argued that the pulling out of a connection portion toward an insertion hole implies an alignment between the connection portion and the insertion hole and therefore defines the structural arrangement of the connection portion with respect to the insertion hole. As such, the features in these claims should be given patentable weight. Additionally, the features of dependent claims 12 and 13 should also be given patentable weight because these claims further define the structural configuration of the cover with respect to the insertion hole.

In response, Examiner Wills agreed that Applicant's arguments appear persuasive, and that the rejection is overcome by Applicant's arguments.

Respectfully submitted,



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JAO:JTL/emd

Date: April 29, 2009

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